

Minutes of the **Regular Meeting** of the **Riverdale City Council** held Tuesday, **January 11, 2005** at 7:00 p.m. at the Riverdale Civic Center.

Members Present: Bruce Burrows, Mayor
Nancy Brough, Councilor
David Gibby, Councilor
Stan Hadden, Councilor
Stacey Haws, Councilor
Shelly Jenkins, Councilor

Others Present: Larry Hansen, CAO
Lynn Moulding, Public Works Director
Stevin Brooks, City Attorney
Cindi Mansell, City Recorder

Phillip Jensen	Robert Mann	Tom Gilbert
Don Applonie	LaRue Applonie	Joe Olsen
Kevin Carson	Karen Carson	James Purin
Julie Purin	Kathy Carpenter	Brent Parkin
Brian Brendon	Vahed Shekarforoosh	Jean Trimble
Barbara Keller	Victor Calligaro	Paula Calligaro
Stacie Metzler	Orren Evans	Maddison Cummings

Mayor Burrows called the meeting to order and welcomed all those present. Councilor Haws offered the Pledge of Allegiance. Mayor Burrows then read a quoted section from the Connecticut Constitution (the first constitution written in America by Roger Ludlow) written January 14, 1639, followed by a Moment of Silence.

Open Communications

James Purin stated he had previously discussed the purchase of River Glen Lot #128 with the City Council. He stated he had talked to Randy Daily, as well as Anna Sutton at the Army Corp of Engineers. Ms. Sutton has indicated the Doman property will immediately go into mitigation, so Mr. Purin researched the hiring of contractors to go out and survey the land to get an idea as to costs involved. He stated initial estimates reveal costs between \$4,000-\$5,000 just to survey the land.

Mr. Purin stated Mr. Daily has indicated the City is not interested in this lot. He stated he would like to purchase the lot rather than pay for a survey. Mr. Hansen reported the Council had not taken formal action, but did not feel it to be advantageous or necessary for the City to obtain that lot. He stated it does appear the distinct advantage is to the homeowner to consider purchase. Mr. Purin stated he did not want to invest a ton of money in surveying and then having to purchase the lot as well. He stated he was thinking that the City would benefit in the long run, should they need to run utilities and services for a future trailhead through his property. Mr. Purin requested an official letter to provide to the developer to figure out how he can purchase the lot.

Councilor Haws stated there is an easement through another lot for a sewer easement, and inquired if that could provide an access point for the City to run the utilities to a trailhead. Mr. Moulding

stated that is one possibility, as well as utilizing Parker Drive. Councilor Haws stated even though access through Lot #128 may be shorter and nicer, there is no apparent reason for the City to retain first right of purchase on the lot. There appeared to be Council consensus. Mayor Burrows stated per request, staff would prepare a letter and mail it to Mr. Purin at his home address. Mr. Purin thanked the Council for their consideration of this matter.

Phillip Jensen stated he resides in the 500 West area. He stated some time ago a meeting was conducted for a rezoning request for the property behind the Discount Tire. He stated at that time, a map was shown as to how that would be developed; it included a street that would connect a new street, complete with traffic light, with 500 West. Mr. Jensen stated the residents were told that homes would be bought out, as the developer wanted access to the new street and traffic light. He stated the residents went along with the rezone for this reason.

Mr. Jensen stated the rezone is now complete, yet now the developer cannot purchase the homes and the residents are not going to get access to the new street. He stated he feels the area residents were taken by the developers. Mayor Burrows stated staff will follow-up on this issue. He stated although he is aware of promises made that were not fulfilled, he is unsure as to how many the City can address.

Brian Bingham stated he also resides in the 500 West area. He stated when the developer came in and tore out the hillside trees, the area was deemed as nonbuildable. He stated it has become a popular mudhole attraction for vehicle 4-wheeling; and inquired how to keep people from trespassing in this area. Mayor Burrows stressed the need for revegetation of the hillside in order to mitigate these types of issues. Mr. Bingham stated he feels these vehicles are tearing up any thoughts of new vegetation. Mr. Hansen stated staff will pursue this issue with Public Safety.

Barbara Caller expressed concern about the utility billing cycle for Riverdale City. She stated she had experienced an unfortunate situation wherein there had been a family emergency and she was out of town. She stated the utility bill was due the 31st of the month; and upon returning, she had a final notice that the water would be shut off within a 7-day timeframe. She stated generally, people are given at least 30 days before any type of final action is taken. Ms. Caller stated she is not accustomed to paying her bills late, but does not feel 7 days to be a positive public relations tool.

Ms. Caller stated she did come down to the Civic Center and was told there had been a change in the billing cycle by the City Council. She stated she personally feels there should be some reconsideration about the billing cycle. Mayor Burrows thanked Ms. Caller and stated staff will take this issue under advisement. Councilor Brough requested this item be placed on the Recorder's Report to ensure follow-up.

Mayor's Report

Mayor Burrows read a letter from City resident, US Army Reserves Major, Byron Bosshardt. The letter expressed appreciation and gratitude pertaining to a decision supported by the City Council regarding the gesture associated with waiving monthly utility fees during term of service. Mr. Bosshardt has returned from overseas and plans to reinstate his monthly payment. Mayor Burrows

stated this is a program to support our troops, and although not widely used, it is certainly appreciated by those families that do utilize it.

Recorder's Report

Mr. Hansen stated there was an issue in the previous meeting concerning River Glen Subdivision lighting. He stated the report is that the developer delivered a letter from Lynn Moulding to Utah Power the first part of December and was promised the lights would be turned on within the next couple of weeks. He stated there were some delays associated with manpower during the holiday season; however, this is in the hands of Utah Power and should be addressed on in the immediate future.

RDA Board Meeting

At this time, Mayor Burrows proposed to recess the City Council in favor of the RDA meeting agenda; to address the public hearing and other items of public interest.

Motion Councilor Gibby moved to adjourn from the regular City Council meeting and reconvene as the Redevelopment Agency Board at approximately 7:21 p.m. Seconded by Councilor Brough. The motion passed unanimously.

Regular Council meeting reconvened at 8:16 p.m.

Ordinance #642 adopting the amended Project Area Plan entitled "Riverdale Road Neighborhood Development Plan, Final Amended Project Area Plan, August 28, 1989, as amended January 11, 2005".

Mr. Hansen stated now that the RDA Public Hearing process is complete, Council consideration is necessary for adoption of the amended Project Area Plan entitled "Riverdale Road Neighborhood Development Plan, Final Amended Project Area Plan, August 28, 1989, as amended January 11, 2005."

Motion Councilor Gibby moved for approval of Ordinance #642 adopting the amended Project Area Plan entitled "Riverdale Road Neighborhood Development Plan, Final Amended Project Area Plan, August 28, 1989, as amended January 11, 2005" (the "Amended Project Area Plan"). Councilor Jenkins seconded the motion.

Roll call vote. Councilor Hadden, Yes; Councilor Brough, Yes; Councilor Gibby, Yes; Councilor Haws, Yes; and Councilor Jenkins, Yes. The motion passed unanimously.

Closed Executive Session

Mayor Burrows asked for a motion to go into an executive session to discuss pending or reasonably imminent litigation pursuant to Utah Code Annotated §52-4-5(1)(a)(iii).

Motion Councilor Gibby moved to enter into Closed Executive Session for purpose of discussing pending or reasonably imminent litigation pursuant to Utah Code Annotated §52-4-5(1)(a)(iii). Councilor Brough seconded the motion.

Roll call vote. Councilor Brough, Yes; Councilor Gibby, Yes; Councilor Haws, Yes; Councilor Jenkins, Yes; and Councilor Hadden, Yes. The motion passed unanimously.

Minutes of the **Executive Session** of the **Riverdale City Council** held **January 11, 2005** at 8:35 p.m. at the Riverdale Civic Center.

Present:	Mayor Bruce Burrows	Councilor Brough
	Larry Hansen	Councilor Gibby
	Lynn Moulding	Councilor Hadden
	Stevin Brooks	Councilor Haws
	Cindi Mansell	Councilor Jenkins

Those present discussed pending or reasonably imminent litigation.

Motion Councilor Jenkins moved to close the executive session and to reconvene the open City Council meeting. Councilor Gibby seconded the motion. The motion passed unanimously.

The Regular Meeting convened at 10:54 p.m.

Council recommendation to Safety Committee

Mr. Hansen stated Council discussion has taken place regarding a recent sewer claim that had come before the Safety Committee. He stated the Safety Committee recommendation had been for repayment of $\frac{1}{2}$ the claim.

Motion Councilor Jenkins moved to recommend staff to return to the Safety Committee with the Council recommendation to make a humanitarian effort for payment in full. Councilor Brough seconded the motion. The motion passed unanimously.

With no further business to come before the Council at this time, Councilor Gibby moved to adjourn the meeting. Councilor Brough seconded the motion. The motion passed unanimously. The meeting adjourned at approximately 11:10 p.m.

Attest:

Approved: February 8, 2005

Cindi Mansell, City Recorder

Bruce Burrows, Mayor